

April 1, 2016

Letter of Appeal

Schools & Libraries Division – Correspondence Unit
30 Lanidex Plaza West
PO Box 685
Parsippany, NY 07054-0685

Submitted to: appeals@sl.universalservice.org

Appellant Name:	David Gornstein, Consultant for the Applicant
Appellant CRN:	16082747
Appellant Address:	718 Saint Nicholas Drive, O'Fallon, IL 62269-3125
Appellant Telephone Number:	973-714-3724
Appellant E-Mail Address:	dave.erfs@at.net
Applicant:	Scott County R-V School District
BEN:	137051

Service Provider:	Big River Telephone Company
SPIN:	143001133
Form 471 #:	970891
FRN:	2643139

Service Provider:	Southwestern Bell Telephone Company
SPIN:	143004662
Form 471 #:	970891
FRN:	2643145

Appeal of Administrator's Decision on Invoice Deadline Extension Request dated February 29, 2016**Decision on Request:** Dismissed

Explanation: Current deadline extension rules and procedures do not allow approval for the reason submitted.

Reason for Appeal: We respectfully request the Universal Services Administrative Company (USAC), Schools and Libraries Division (SLD) to waive the rules governing the deadline for the Invoice Deadline Extension Request for the following reason(s):

Applicant is requesting a waiver of the filing deadline of 10/28/2015. It was recently brought to the attention of the applicant that their former e-rate consultant, The TriStar Group, Ashley Jordan, CRN 16043684 was indicted by the Crockett County Grand Jury, on July 20 of this year, on charges of theft over \$10,000, tampering with evidence, and official misconduct, while as Technology Director at

Crockett County Schools.

As a result the applicant, Scott County R-V School District has been trying to determine what Mr. Jordan did or did not do in regard to their FY2014 and FY2015 applications. The district attempted to contact Mr. Jordan, but there was no response. We did find that an IDER was filed for FRN 2643168, however, USAC records show that was none filed for the above FRN; see Case #22-875194.

Given the extraordinary circumstances, we note here that the Waiver of the Rules would serve the public interest by allowing the District to recover its eligible telecommunications services, without adversely affecting current or future E-rate applicants.

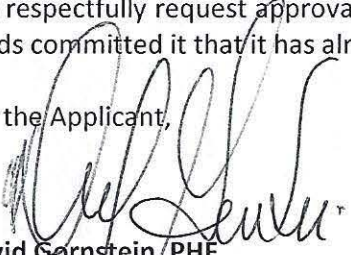
The District complied with all E-Rate program rules and regulations for the funding year, received commitments and corresponding services.

Waiver is justified in the best interest of the District and in the best interest of the public.

Granting the deadline extension request does not promote waste, fraud or abuse.

We respectfully request approval of the invoice deadline extension request to allow the District recover funds committed it that it has already paid for eligible services.

For the Applicant,



David Gornstein, PHF

E-Rate Funding Services, LLC

718 Saint Nicholas Drive
O'Fallon, IL 62269-3125

Attachments:

02.29.16 - ADL
01.20.16 – IDER Not Filed Case #22-874277
01.20.16 - IDE Waiver Request via Submit a Question
07.27.15 - Former Crockett County school employee indicted
09.02.15 - TN Controller Investigation Summary Report RE A. Jordan
09.02.15 - TN Crockett Schools Final Investigative Report RE A. Jordan
Executed LOA - Scott MO BEN 137051